

Message Text

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ACTION DLOS-06

INFO OCT-01 IO-13 ISO-00 AF-08 ARA-06 EA-07 EUR-12 NEA-10

OIC-02 FEA-01 ACDA-07 AGR-05 AID-05 CEA-01 CEQ-01

CG-00 CIAE-00 CIEP-01 COME-00 DODE-00 DOTE-00 EB-07

EPA-01 ERDA-05 FMC-01 TRSE-00 H-02 INR-07 INT-05

JUSE-00 L-03 NSAE-00 NSC-05 NSF-01 OES-06 OMB-01

PA-01 PM-04 PRS-01 SP-02 SS-15 USIA-06 SAL-01 /160 W

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TO SECSTATE WASHDC PRIORITY 8903

C O N F I D E N T I A L USUN 3481

FROM US DEL LOS

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: INFORMAL MEETING OF NEGOTIATING GROUP I OF C-II ON
RIGHTS AND DUTIES OF COASTAL AND OTHER (LL/GDS) STATES IN THE
ECONOMIC ZONE, A.M. 26 AUGUST 1976

REF: USUN 3450

1. MEETING DEVOTED TO GENERAL QUESTION OF FISHERIES, WITH
CONCERTED ATTACK ON PROVISIONS OF ARTICLE 53 (HIGHLY MIGRATORY
SPECIES) CONTINUING. USSR OPENED QUESTION OF ARTICLE 55
(ANADROMOUS SPECIES).

2. USSR, SUPPORTED BY POLAND PROPOSED AMENDING ARTICLE 55
(ANADROMOUS SPECIES) AS FOLLOWS:

A. IN ARTICLE 55-1, BEFORE THE FIRST WORD ADD QUOTE
BEARING IN MIND THE PROVISIONS OF ARTICLES 51 AND 52 UNQUOTE.

B. IN ARTICLE 55-2, FIRST SENTENCE SHOULD APPLY TO
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ALL WATERS IN WHICH THE SPECIES MIGRATE. IN SECOND SENTENCE,

DELETE THE WORD QUOTE MAY UNQUOTE AND CHANGE WORD QUOTE
ESTABLISH UNQUOTE TO QUOTE ESTABLISHES UNQUOTE.
C. IN ARTICLE 55-3, DELETE SUBPARAGRAPH (A) ; IN SUB-
PARAGRAPH (B) DELETE WORD QUOTE SUCH UNQUOTE IN FIRST
CLAUSE AND ADD IN THE SAME CLAUSE THE WORDS QUOTE
WHICH WERE TRADITIONALLY UNQUOTE AFTER THE WORD QUOTE
STATES UNQUOTE.

3. ECUADOR CONTINUED TO MUSTER SUPPORT FOR PRINCIPLES
PROPOSED TO APPLY TO HIGHLY MIGRATORY
SPECIES (ARTICLE 53) TABLED AT LAST MEETING (REFTEL),
WITH ORIGIN OF SUPPORT CLEARLY REFLECTING MANIPULATION
OF ISSUE SO AS TO IMPACT ON QUESTION OF LEGAL STATUS
OF ECONOMIC ZONE. ECUADORIAN PRINCIPLES SUPPORTED
BY MOZAMBIQUE, URUGUAY, PHILIPPINES, EL SALVADOR,
VENEQUELA, USSR (PROPOSAL HAS POSITIVE ASPECTS, AND
CAN BE USED AS A BASIS FOR DISCUSSION), INDIA, EGYPT,
GUATEMALA, IRAN, UNITED ARAB EMIRATES, KENYA,
POLAND (DESERVES SERIOUS STUDY), EQUATORIAL GUINEA,
BARBADOES, AND GUINEA.

4. SESSION ENDED ONLY FOR LACK OF SPEAKERS. JUST
PRIOR TO ADJOURNMENT, SEVERAL LL/GDS EREPS PROPOSED
FORMATION OF SMALL CONSULTATIVE GROUP TO PURSUE
NEGOTIATIONS AS HAS OCCURRED IN THE OTHER NEGOTIATING
GROUPS. ACTING CHAIRMAN NJENGA DEMURRED SAYING THAT
SUCH DECISION SHOULD AWAIT RETURN OF CHAIRMAN AGUILAR
NEXT WEEK, SO AS TO PERMIT FURTHER NEGOTIATIONS IN THE
SMALL AD HOC GROUP OF COASTAL AND LANDLOCKED STATES.

5. AS NOTED INTERVENTIONS IN SUPPORT OFR ECUADOR
POSITION ON ART. 53, WITH EXCEPTION OF VIEWS EXPRESSED
BY USSR AND POLAND, CLEARLY REFELECTED LINKAGE WITH
ISSUE OF LEGAL STATUS OF ECONOMIC ZONE. ECUADOR
HAS BEEN ACTIVE IN PORTRAYING ISSUE AS
ONE ON WHICH "MARITIME POWERS" (US) IS SEEKING TO UNDER-
MINE EXCLUSIVE CHARACTER OF ZONE. SOVIET POSITION
ON THE OTHER HAND APPEARS TO BE HEAVY-HANDED EFFORT TO
BRING PRESSURE ON US TO REOPEN SALMON ARTICLE
(ART. 55). UK DEL PRIVATELY OFFERED INTERPRETATION
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THAT FLURRY OF INTERVENTIONS ON ART. 53
IS PART OF GENERAL COASTAL STATE HARDLINE TACTIC ON
STATUS OF ECONOMIC ZONE. UK REP PREDICTED MORE OF
SUCH TACTICS UNTIL SERIOUS NEGOTIATIONS ON STATUS OF
ZONE TAKES PLACE.

6. GIVEN CONTEXT OF DEBATE, US CHOSE NOT TO INTER-
VENE ON ISSUE, PARTICULARLY SINCE DISCUSSIONS OF SUBJECT

SEEMED TO BE WINDING DOWN. HOWEVER, IF ISSUE OF
ART. 53 RESURFACES IN SUBSEQUENT MEETINGS OF
GROUP, WE WILL PLACE OUR VIEWS, INCLUDING OUR AMENDMENTS,
STRONGLY ON RECORD. IN THE MEANTIME, WE INTEND TO
MAKE CLEAR TO ACTING CHAIRMAN THAT OUR SILENCE SHOULD
NOT BE MISINTERPRETED AND THAT WE REFRAINED FROM INTER-
VENING SOLELY IN ORDER TO AVOID PROLONGED POLEMICS ON
STATUS OF ZONE ISSUE.
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